

Attorneys for Defendants Dheeraj Pandey,
Duston M. Williams, David Sangster,
Tyler Wall, Jeffrey T. Parks, Michael P. Scarpelli,
Steven J. Gomo, Ravi Mhatre, John McAdam,
Susan L. Bostrom, Craig Conway,
Sudheesh N. Vadakkedath, Louis J. Attanasio,
Kenneth W. Long III, and Nominal Defendant Nutanix, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE NUTANIX, INC. STOCKHOLDER DERIVATIVE LITIGATION)	Lead Case No. 3:19-CV-03817-WHO
)	
)	(Consolidated with Case No. 3:19-cv-
)	03821)
)	
This Document Relates To:)	STIPULATION AND [PROPOSED]
)	ORDER REGARDING
ALL ACTIONS)	SCHEDULING OF BRIEFING FOR
)	MOTIONS TO DISMISS

WHEREAS, on January 7, 2020, the Court entered an order consolidating the related stockholder derivative actions, appointing lead counsel for Plaintiffs, and ordering Plaintiffs to file a consolidated complaint or designate a previously filed complaint as the operative complaint, within forty-five (45) days of entry of the order (i.e., by February 21, 2020);

1 WHEREAS, on February 20, 2020, the Court entered an order (Dkt. No. 37) in
2 accordance with the parties' stipulation (Dkt. No. 36) extending Plaintiffs' deadline to file a
3 consolidated complaint or designate a previously filed complaint as the operative complaint to
4 March 6, 2020;

5 WHEREAS, on March 6, 2020, Plaintiffs filed a Notice of Designation of Operative
6 Complaint (Dkt. No. 38) designating the Verified Stockholder Derivative Complaint for Breach
7 of Fiduciary Duty, Waste of Corporate Assets, and Unjust Enrichment, filed on July 1, 2019, in
8 *Bhonagiri v. Pandey, et al.*, Case No. 3:19-cv-03817 (Dkt. No. 1) ("Operative Complaint"), as
9 the operative complaint in the above-captioned consolidated action.

10 WHEREAS, on March 20, 2020, pursuant to the Court's February 20, 2020 Order, the
11 parties met and conferred regarding a schedule for the briefing and hearing of Defendants'
12 response to the Operative Complaint;

13 IT IS HEREBY STIPULATED AND AGREED by the parties, pursuant to Civil Local
14 Rule 7-12 and subject to the Court's approval, by and through the undersigned counsel, as
15 follows:

16 1. Defendants' Motions to Dismiss the Operative Complaint shall be filed on or
17 before April 24, 2020.

18 2. Plaintiffs' oppositions to the Motions to Dismiss shall be filed on or before June
19 21, 2020.

20 3. Defendants' replies in support of the Motions to Dismiss shall be filed on or
21 before July 14, 2020.

22
23 Dated: March 20, 2020

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ Ignacio E. Salceda
Ignacio E. Salceda

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Dated: March 20, 2020

ROBBINS LLP

By: /s/ Shane P. Sanders
Shane P. Sanders

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Counsel for Plaintiff Ashwin Juneja

1 **ATTESTATION**

2 I, Ignacio E. Salceda, am the ECF User whose identification and password are being used
3 to file this Stipulation and [Proposed] Order Regarding Scheduling. For Briefing Motions to
4 Dismiss. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that counsel for
5 Plaintiffs, Shane P. Sanders, concurs in this filing.

6 Dated: March 20, 2020

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

8 By: /s/ Ignacio E. Salceda
9 Ignacio E. Salceda

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13 *Attorneys for Defendants Dheeraj Pandey, Duston M.*
14 *Williams, David Sangster, Tyler Wall, Jeffrey T. Parks,*
15 *Michael P. Scarpelli, Steven J. Gomo, Ravi Mhatre,*
16 *John McAdam, Susan L. Bostrom, Craig Conway,*
17 *Sudheesh N. Vadakkedath, Louis J. Attanasio, Kenneth*
18 *W. Long III, and Nominal Defendant Nutanix, Inc.*

1 **[PROPOSED] ORDER**

2
3 Pursuant to stipulation, as **modified below**, **IT IS SO ORDERED:**

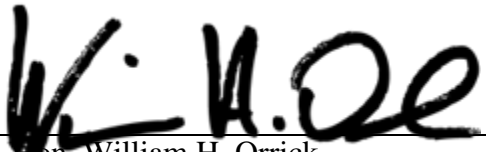
4 1. Defendants' Motions to Dismiss the Operative Complaint shall be filed on or
5 before April **22**, 2020.

6 2. Plaintiffs' oppositions to the Motions to Dismiss shall be filed on or before June
7 **17**, 2020.

8 3. Defendants' replies in support of the Motions to Dismiss shall be filed on or
9 before July **8**, 2020.

10 4. **The hearing will be held on July 22, 2020 at 2:00 p.m.**

11
12 Dated: March 23, 2020

13 
14 Hon. William H. Orrick
United States District Judge